

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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| REALTIME DATA, LLC d/b/a IXO, Plaintiff, v. MORGAN STANLEY, <i>et al.</i> , Defendants. | No. 11 Civ. 6696 (KBF) No. 11 Civ. 6701 (KBF) No. 11 Civ. 6704 (KBF) ECF Case |
| REALTIME DATA, LLC d/b/a IXO, Plaintiff, v. CME GROUP INC., <i>et al.</i> , Defendants. | No. 11 Civ. 6697 (KBF) No. 11 Civ. 6699 (KBF) No. 11 Civ. 6702 (KBF) ECF Case |
| REALTIME DATA, LLC d/b/a IXO, Plaintiff, v. THOMSON REUTERS, <i>et al.</i> , Defendants. | No. 11 Civ. 6698 (KBF) No. 11 Civ. 6700 (KBF) No. 11 Civ. 6703 (KBF) ECF Case |

**DECLARATION OF EUGENE FINK IN RESPONSE TO
THE COURT'S ORDER OF AUGUST 30, 2012**

I, Eugene Fink, hereby declare under penalty of perjury that the facts set forth herein are true and correct to the best of my knowledge and belief.

1. I am a faculty member at the School of Computer Science at Carnegie Mellon University in Pittsburgh, Pennsylvania. I work under the direction of Professor Gregory Kesden to assist him with his work as an expert for Plaintiff Realtime Data ("Realtime") in the above-captioned cases.

2. I did not review any source code from any Defendant in the above-captioned cases.

3. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATED: September 6, 2012



Eugene Fink